IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr. Misc. No.27240 of 2008
DINDAYAL RAI Vrs. THE STATE OF BIHAR
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/2/ **04.08.2008** Heard the counsel for the petitioner and the State.

2. First information report was instituted against the petitioner the Assistant Electrical Engineer, Electricity Department, Pusa, that the petitioner was using electricity directly connecting tokka to L.T. line and incurred loss of revenue to the Department amounting to Rs.92,000/-. Counsel for the petitioner submits that investigating agency on investigation found the allegation false and submitted final form. The assessment of loss is arbitrary. There is nothing to show that this theft was being committed. In fact, the petitioner was not found consuming the electricity directly connecting tokka from L.T. line. All these are the imagination of the informant.

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3. Considering the facts, the prayer for anticipatory bail on behalf of the petitioner, Dindayal Rai, is **allowed**. He is directed to be released on anticipatory bail, in case of his surrender before the Court concerned within four weeks from today, on furnishing bail bond of Rs.10,000/- (rupees ten thousand) with two sureties of the like amount each in connection with Kalyanpur P.S. Case No. 189 of 2002 to the satisfaction of the Chief Judicial Magistrate, Samastipur, subject to the condition laid down under Section 438(2) of the Criminal Procedure Code.

(Mridula Mishra, J.)

S.A.